

REMARKS

Applicant affirms the election of the Group III species. Inasmuch as generic claims 1, 11 and 19, as amended, should also be allowable, rejoinder of the Group I and II species is respectfully requested.

The objections to Claims 16 and 20 have been addressed. The indication of the allowability of Claims 10 and 14-18 is noted with appreciation.

The rejection of Claims 11-20 under 35 USC §112, second paragraph, is traversed, and reconsideration is respectfully requested in light of the foregoing amendments to Claims 11 and 19.

The rejection of Claims 1-4, 7-9, 11-13, 19 and 20 as being anticipated by Knapp, of Claims 1, 2, 4, 8, 9, 11-13, 19 and 20 as being anticipated by Buschman and of Claims 19 and 20 as being anticipated by DE '868, all under 35 USC §102(b), are traversed. Reconsideration of each of these rejections is respectfully requested.

The Knapp and Buschman waste receptacles are of a fundamentally different kind of apparatus from that of the present invention which is intended for use within the confines of a motor vehicle. This essential distinction has been made clear by the amendments to the claims in which the transverse movements of the insert and removable ashtray are now clearly recited.

Applicant has already discussed the DE '868 arrangement in the Specification, which arrangement neither teaches nor suggests the now-claimed lifting mechanism in Claims 19 and 20.

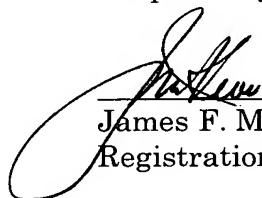
Accordingly, early and favorable action is earnestly solicited.

If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #028987.52385US).

Respectfully submitted,

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